1 RENE L. VALLADARES Federal Public Defender Nevada State Bar No. 11479 2 ANDREW WONG Assistant Federal Public Defender 3 Nevada State Bar No. 14133 411 E. Bonneville, Ste. 250 4 Las Vegas, Nevada 89101 (702) 388-6577/Phone 5 (702) 388-6261/Fax Andrew Wong@fd.org 6 Attorney for Matthew Michael Hansen 7 8 UNITED STATES DISTRICT COURT 9 DISTRICT OF NEVADA 10 11 UNITED STATES OF AMERICA, Case No. 2:19-mj-969-DJA 12 Plaintiff, STIPULATION TO CONTINUE **BENCH TRIAL** 13 v. (First Request) MATTHEW MICHAEL HANSEN, 14 Defendant. 15 16 IT IS HEREBY STIPULATED AND AGREED, by and between Nicholas A. 17 18 Trutanich, Special United States Attorney, and Rachel Kent, Assistant United States Attorney, 19 counsel for the United States of America, and Rene L. Valladares, Federal Public Defender, 20 and Andrew Wong, Assistant Federal Public Defender, counsel for Matthew Michael Hansen, 21 that the bench trial currently scheduled on March 18, 2020 at 9:00 am, be vacated and continued to a date and time convenient to the Court. 22 23 This Stipulation is entered into for the following reasons: 1. 24 On March 3, 2020, Mr. Hansen filed a motion to dismiss counts one and two of

the criminal complaint.

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1	2.	2. Briefing on the motion will not be completed by the currently set trial date of		
2		March 18, 2020.		
3	3.	The parties agree that a co	ontinuance is necessary to fully brief the issues and	
4		for the Court to adjudicat	e the motion to dismiss.	
5	4.	Additionally, denial of this request for continuance could result in a		
6	miscarriage of justice. The additional time requested by this Stipulation is excludable in			
7	computing the time within which the trial herein must commence pursuant to the Speedy Trial			
8	Act, Title 18, United States Code, Section 3161(h)(7)(A), considering the factors under Title			
9	18, United States Code § 3161(h)(7)(B)(iv).			
10	This is the first request for a continuance of the bench trial.			
11	DATED this 9 th day of March, 2020.			
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13	RENE L. VALLADARES Federal Public Defender		NICHOLAS A. TRUTANICH United States Attorney	
14	T cacrair i ao	ne Berender	Cinica States Pittorney	
15	/s/Andre	ew Wong	/s/ Rachel Kent By	
16	ANDREW WONG		RACHEL KENT	
17	Assistant Federal Public Defender Special Assistant United States Attorney			
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UNITED STATES DISTRICT COURT DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

v.

MATTHEW MICHAEL HANSEN,

Defendant.

Case No. 2:19-mj-969-DJA

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

FINDINGS OF FACT

Based on the pending Stipulation of counsel, and good cause appearing therefore, the Court finds that:

- On March 3, 2020, Mr. Hansen filed a motion to dismiss counts one and two of the criminal complaint.
- 2. Briefing on the motion will not be completed by the currently set trial date of March 18, 2020.
- 3. The parties agree that a continuance is necessary to fully brief the issues and for the Court to adjudicate the motion to dismiss.
- 4. Additionally, denial of this request for continuance could result in a miscarriage of justice. The additional time requested by this Stipulation is excludable in computing the time within which the trial herein must commence pursuant to the Speedy Trial Act, Title 18, United States Code, Section 3161(h)(7)(A), considering the factors under Title 18, United States Code §§ 3161(h)(7)(B) and 3161(h)(7)(B)(iv).

This is the first request for a continuance of the bench trial.

CONCLUSIONS OF LAW

The ends of justice served by granting said continuance outweigh the best interest of the public and the defendant in a speedy trial, since the failure to grant said continuance would be likely to result in a miscarriage of justice, would deny the parties herein sufficient time and the opportunity within which to be able to effectively and thoroughly prepare for trial, taking into account the exercise of due diligence.

The continuance sought herein is excludable under the Speedy Trial Act, Title 18, United States Code, Section 3161(h)(7)(A), when the considering the facts under Title 18, United States Code, § 316(h)(7)(B)(iv).

ORDER

IT IS THEREFORE ORDERED that the bench trial currently scheduled on Wednesday, March 18, 2020, at 9:00 a.m., be vacated and continued to May 27, 2020 at the hour of 9:00 a.m.

DATED this 9th day of March, 2020.

UNITED STATES MAGISTRATE JUDGE